

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

Civil Action
No. 05-10506-WGY

BLUE HILLS OFFICE PARK LLC. *

Plaintiff, Defendant-in-Counterclaim, *

v. *.

J.P. MORGAN CHASE BANK, as Trustee for the *
Registered Holders of Credit Suisse First Boston *
Mortgage Securities Corp., Commercial Mortgage *
Pass-Through Certificates, Series 1999-C1, *

and *
and *

CSFB 1999-C1 ROYALL STREET, LLC; *
1000 ROYALL STREET, SUITE 100
NEW ORLEANS, LOUISIANA 70130

v. *.

WILLIAM LANGELIER and GERALD FINEBERG, * *

Defendants-in-Counterclaim. *

BENCH TRIAL - VOLUME 5

BEFORE: The Honorable William G. Young,
District Judge

1 Courthouse Way
Boston, Massachusetts

October 3, 2006

A P P E A R A N C E S

BERNKOPF GOODMAN LLP (By Peter B. McGlynn,
Esq. and Meredith A. Swisher, Esq.), 125 Summer
Street, Suite 1300, Boston, Massachusetts 02110,
on behalf of Plaintiff/Defendant-in-Counterclaim
and Defendants-in-Counterclaim

DLA PIPER RUDNICK GRAY CARY US LLP
(By Bruce E. Falby, Esq., Bruce S. Barnett, and
Traci S. Feit, Esq.), 33 Arch Street, 26th Floor,
Boston, Massachusetts 02110-1447, on behalf of
Defendants and Plaintiffs-in-Counterclaim

I N D E X

WITNESS:	DIRECT	CROSS	REDIRECT	RECROSS
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JOSEPH POLCARI, Resumed

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By Mr. Falby 90 123

RICHARD A. CLARKE

By Mr. McGlynn 125

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